

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

NORTHWEST ADMINISTRATORS, INC.,

Plaintiff,

v.

MERRITT HOSPITALITY, LLC, a  
Delaware limited liability company, d/b/a  
The Jay Hotel, a San Francisco boutique  
hotel,

Defendant.

NO. 24-cv-02095-JCC

STIPULATION AND ORDER FOR  
DISMISSAL WITH PREJUDICE

THE PARTIES above named, through their attorneys, Russell J. Reid of Reid, Ballew, Leahy & Holland, L.L.P., attorneys for Plaintiff, and Logan F. Peppin of Baker & Hostetler LLP, attorneys for Defendant, Merritt Hospitality, LLC, d/b/a The Jay Hotel, hereby stipulate that the above-referenced action should be dismissed, with prejudice, and with each party bearing its own attorneys' fees and costs. This Stipulation shall not foreclose Plaintiff or the Trust, based on res judicata principles or other legal principles, from collecting additional contributions, liquidated damages, interest, attorney's fees and costs for the time period encompassed by this action, September 2024 through November 2024, if a future audit or some

other source reveals that Defendant owes the Plaintiff additional amounts for said period, or from collecting contributions, liquidated damages, interest, attorney's fees and costs for any period other than September 2024 through November 2024.

DATED this 21 day of January, 2025.

REID, BALLEW & LEAHY, L.L.P.

BAKER & HOSTETLER LLP

/s/ Russell J. Reid  
Russell J. Reid, WSBA #2560  
100 West Harrison Street, N. Tower #300  
Seattle WA 98119  
Phone: (206) 285-0464  
Email: [rjr@rmbllaw.com](mailto:rjr@rmbllaw.com)

/s/ Logan F. Peppin  
Logan F. Peppin, WSBA #55704  
999 Third Avenue, Suite 3900  
Seattle WA 98104-4076  
Phone: (206) 332-1380  
Email: [lpeppin@bakerlaw.com](mailto:lpeppin@bakerlaw.com)

Attorneys for Plaintiff

Attorneys for Defendant

### **ORDER OF DISMISSAL**

Based on the foregoing Stipulation of Plaintiff and Defendant,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that this action shall be and is hereby dismissed with prejudice and that each party shall bear its own attorneys' fees and costs of suit. This Order shall not foreclose Plaintiff or the Trust, based on res judicata principles or other legal principles, from collecting additional contributions, liquidated damages, interest and attorney's fees for the time period encompassed by this action, September 2024 through November 2024, if a future audit or some other source reveals that Defendant owes the Plaintiff additional amounts for said period, or from collecting contributions, liquidated damages, interest, attorney's fees and costs for any period other than September 2024 through November 2024.

ORDER ENTERED this 23rd day of January, 2025.

A handwritten signature in black ink, appearing to read "John C. Coughenour", written over a horizontal line.

THE HONORABLE JOHN C. COUGHENOUR

Submitted for Entry:

REID, BALLEW & LEAHY, L.L.P.

By: /s/ Russell J. Reid  
Russell J. Reid, WSBA #2560  
100 West Harrison Street, N. Tower, #300  
Seattle WA 98119  
Telephone: (206) 285-0464  
Email: [rjr@rmbllaw.com](mailto:rjr@rmbllaw.com)  
Attorneys for Plaintiff